



PUBLIC NOTICE

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DA 08-2476

November 10, 2008

Fees for Ancillary and Supplementary Services

Effective Today Permittees As Well As Licensees Must Comply with 47 C.F.R. § 73.624(g)

Revised FCC Form 317 now available; deadline for filing is December 1, 2008

On December 31, 2007, the Commission released a *Report and Order* in the Third DTV Periodic Review of the nation's transition to digital television ("DTV").¹ Among other things, the *Third DTV Periodic Report and Order* revised Section 73.624(g) of the Commission's rules, which requires all commercial and non-commercial DTV stations to report annually, using FCC Form 317, whether they have provided ancillary and supplementary services and, if so, to pay a fee of five percent of gross revenues derived from certain of those services. The *Third DTV Periodic Report and Order* revised Section 73.624(g) to make that section, formerly applicable only to DTV licensees, applicable also to permittees operating pursuant to an STA or any other FCC instrument authorizing DTV transmissions that earn revenue from feeable ancillary and supplementary services.² The Commission also revised FCC Form 317 to include DTV permittees.

The changes made to Section 73.624(g) and to FCC Form 317 required approval by the Office of Management and Budget ("OMB") prior to becoming effective. We hereby notify broadcasters that OMB has now approved these changes,³ and notification of this approval was published today in the Federal Register.⁴ Accordingly, the revisions to Section 73.624(g) adopted in the *Third DTV Periodic Review Report and Order* and the changes to FCC Form 317 are now effective.

The revised FCC Form 317 is now available on the FCC's website (www.fcc.gov). All DTV licensees and permittees must file FCC Form 317 no later than December 1, 2008.

For additional information, contact Kim Matthews, kim.matthews@fcc.gov, of the Media Bureau, Policy Division, (202) 418-2154 or Hossein Hashemzadeh of the Media Bureau, Video Division, (202) 418-1600.

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¹ *Report and Order, In the Matter of Third Periodic Review of the Commission's Rules and Policies Affecting the Conversion to Digital Television*, 23 FCC Rcd 2994 (2007) ("*Third DTV Periodic Report and Order*").

² *Id.* at 3086-3087, ¶ 205.

³ See OMB Control Number 3060-0906 (approved October 31, 2008).

⁴ See 73 FR 66560 (Nov. 10, 2008).